

**In The  
United States District Court  
For The District Of Puerto Rico**

U.S. DISTRICT COURT  
SAN JUAN, PR  
2003 JAN 28 PM 12:1  
RECEIVED AND FILED

**JAMES YANNELLO, ET AL.**

CIVIL NO. 99-1597 (JAG)

*Plaintiffs*

MATTER:

**v.**

**PATRIOT AMERICAN, ET AL.**

Personal Injury, Medical  
Malpractice and Damages

*Defendants*

PLAINTIFF DEMANDS  
TRIAL BY JURY

**ORDER OF ATTACHMENT**


Upon plaintiff's Motion for Writ of Execution and Attachment, it is hereby:

ORDERED that cash, checks, monies in banks or other institutions, accounts receivable, promissory notes, stock, bonds, equipment, securities and any other personal property of either "Palomino Watersports, Inc." subject to attachment, be attached, garnished, or seized to satisfy the balance owed on the Settlement Agreement entered into by the parties by this Court in the above-captioned matter, plus interest and costs, and the costs and attorney fees incurred in the execution of this Writ of Attachment; it is further

ORDERED that the properties to be attached in compliance with this Order consist of those designated by the plaintiff in the manner provided for by the

laws of Puerto Rico; it is further

ORDERED that the Clerk of this Court issue a Writ of Attachment, without bond, since the relief requested is subsequent to voluntarily entering into a Settlement Agreement, directed to the U.S. Marshal, directing him to attach, garnish or seize any or all merchandise, funds or other property of or in the possession of "Palomino Watersports, Inc." in an amount sufficient to satisfy the outstanding Settlement Agreement in the above-captioned case, plus interest and costs; in addition to the costs and attorney fees incurred in the attachment, as may be designated by plaintiff, including property in the possession of other persons. All such properties shall be seized and deposited into the Registry of the Court if they be monies or if they be other personal property by placing the same under the custody of the custodian named in this Order; and in the event of garnishment, by giving notice of this Order to persons indebted to "Palomino Watersports, Inc." and requiring of them the surrender of the property or payment of the money to the person designated in this Order to execute the Writ of Attachment, at the time the obligation to "Palomino Watersports, Inc." becomes due and payable. The person designated to execute the Writ is hereby authorized to break and open locks as may be necessary to execute the attachment; it is further



ORDERED that the designated executor of the Writ of Attachment shall thereafter file a return of execution describing the property attached, garnished or seized pursuant to this order; it is further

ORDERED that the custodian hereby appointed on request of plaintiff  
and upon the responsibility shall be:

Mr. Herman Wirshing  
United States Marshall  
Federal Building  
150 Carlos Chardon, Rm. 200  
Hato Rey, Puerto Rico 00918

SO ORDERED

In San Juan, Puerto Rico, this 23<sup>rd</sup> day of January, 2003.

  
\_\_\_\_\_  
U.S. DISTRICT JUDGE